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**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION**

FELTON A. SPEARS, JR. and SIDNEY  
SCHOLL, on behalf of themselves and all  
others similarly situated,

Plaintiffs,

v.

WASHINGTON MUTUAL, INC., a  
Washington Corporation; FIRST AMERICAN  
EAPPRAISEIT, a Delaware corporation; and  
LENDER'S SERVICE, INC.,

Defendants.

Case No.: 5:08-cv-00868 (HRL)

**CLASS ACTION**

**PROOF OF SERVICE FOR  
DECLINATION TO PROCEED BEFORE A  
MAGISTRATE JUDGE AND REQUEST  
FOR REASSIGNMENT TO A UNITED  
STATES DISTRICT JUDGE**

I declare that I am over the age of eighteen (18) years and not a party to this action. My business address is: Dewey & LeBoeuf LLP, One Embarcadero Center, Suite 400, San Francisco, CA 94111-3619 (hereinafter "D&L").

On May 9, 2008, I served the following documents described as:

- **DECLINATION TO PROCEED BEFORE A MAGISTRATE JUDGE AND REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE**

on the interested parties listed on the attached Service List by placing a true copy thereof in a sealed envelope with postage thereon fully prepaid, for collection and mailing at D&L in accordance with D&L's ordinary business practices. I am readily familiar with D&L's practice for collection and processing of mail, and know that in the ordinary course of D&L's business practice that the

1 document(s) described above will be deposited with the U.S. Postal Service on the same date as  
2 sworn below.

3 I declare under penalty of perjury under the laws of the State of California that the foregoing  
4 is true and correct.

5 Executed on May 9, 2008 at San Francisco, California.

6  
7   
8 Donna Karbach

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